

## **STATEMENT OF PURPOSE**

### **RS21672C1**

Portions of Sections 40-310 and 40-203B, Idaho Code, are inconsistent in how they relate to relinquishing state routes to local jurisdictions. For example, Section 40-310(1) requires the Board to advise the affected jurisdiction of their decision, while 40-203B requires the Board to seek the consent of the local jurisdiction before relinquishing a highway to them. 40-203B is the more recent statute and reflects the current practice in working with local jurisdictions. This proposal would delete a portion of subsection 40-310(1)(a) through (1)(d), which contain requirements for notification, public hearing and appeal which do not apply when a highway can only be relinquished by consent of the recipient. Additionally, the public hearing provisions, as stated in 40-310, are outdated. Such hearings must be conducted in certain situations per federal guidelines and provisions for those hearings are found in federal requirements.

### **FISCAL NOTE**

There will be no fiscal impact if this bill passes or fails as we are in compliance with current practice as required by Section 40-203B, Idaho Code.

#### **Contact:**

Tom Cole  
Transportation Department  
(208) 334-8802